## Application No. Applicant(s) 10/788,431 LEMAN, SCOTT A. Interview Summary Examiner Art Unit Kyle M. Riddle 3748 All participants (applicant, applicant's representative, PTO personnel): (1) Kyle M. Riddle. (3)\_\_\_\_\_. (4)\_\_\_\_\_. (2) Ryan Stockett. Date of Interview: 17 December 2004. Type: a) Telephonic b) Video Conference c)⊠ Personal [copy given to: 1) applicant 2) applicant's representative Exhibit shown or demonstration conducted: d) Yes e) No. If Yes, brief description: \_\_\_\_\_. Claim(s) discussed: 12, 15-20, plus new claims. Identification of prior art discussed: Fuller and Arrieta. Agreement with respect to the claims fi was reached. g) was not reached. h) $\square$ N/A. Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet. (A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.) THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY

FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

THOMAS DENION SUPERVISORY PATENT EXAMINER **TECHNOLOGY CENTER 3700** 

Examiner's signature, if required

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Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussed a terminal disclaimer for the double patenting rejections. Discussed how the Arrieta and Fuller references do not lock the valve in an intermediate position between fully open and fully closed. Examiner agrees with this in principle, but not completely convinced that these inventions could not be made to do so, or if it would be obvious to modify these inventions to do so. Discussed possibly modifying the claim language to include other aspects of the invention, but could not agree on exactly how to do so. Discussed the newly added claims and will have to research those claims for patentability particularly with reference to EGR systems.